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Intellectual Property Law

MAR 04 2004

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TO: Commissioner for Patents
USPTO FACSIMILE No.: (703) 872-9306
USPTO REFERENCE: Applicant: Mohamed K. Diab
Serial No.: 10/695,405
Filed: October 28, 2003
Title: OPTICAL SPECTROSCOPY PATHLENGTH
MEASUREMENT SYSTEM
ATTORNEY: John M. Grover
PHONE No.: (949) 7212946
ATTORNEY DOCKET No.: MASIMO.236C1
TOTAL PAGES: 4 (INCLUDING COVER SHEET)
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DATE: March 1, 2004

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MESSAGE: **Attached for filing in the above-referenced application are:**

- PRELIMINARY AMENDMENT IN 3
PAGES

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

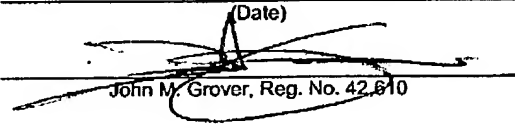
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Applicant : Mohamed K. Diab
Filed : October 28, 2003
TC/A.U. : Unknown
Examiner : Unknown
Title : OPTICAL
SPECTROSCOPY
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MEASUREMENT
SYSTEM
Docket No. : MASIMO.236C1
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I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to Fax No. (703) 872-9306 of the USPTO on the date shown below:

March 1, 2004

(Date)


John M. Grover, Reg. No. 42,810

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Preliminary to the examination of the present application, please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.